YUMA MUNICIPAL COURT

1515 South Second Avenue – Yuma, Arizona 85364
Telephone: (928)373-4800, Fax: (928) 329-2876

STATE OF ARIZONA	)	DEFENDANT'S REQUEST FOR A
	)	CIVIL TRAFFIC HEARING IN *ABSENTIA*
vs.	)	AND WAIVER OF RIGHTS
	)	
_____	)	CASE/DOCKET NO. _____
Defendant	)	
_____	)	

State reason[s] in detail why attending a civil traffic hearing would be a substantial hardship. A substantial hardship is more than just mere inconvenience. Examples of a substantial hardship may include residing a considerable distance from the court or having a medial or physical condition that significantly impairs the ability to participate in a hearing.

Reason[s]:

_____

_____

_____

If the court grants my request and conducts a hearing in *absentia*, I waive the following rights:

1. To personally appear to present evidence
2. To review evidence before the hearing (Civil Traffic Rule 13(b))
3. To compel production of any citing officer notes (Civil Traffic Rule 13(c))
4. To testify under oath (Civil Traffic Rule 16(a))
5. To cross examine the State's witnesses (Civil Traffic Rule 16(c))
6. To present rebuttal evidence (Civil Traffic Rule 19(d))
7. To present a closing argument (Civil Traffic Rule 19(e))
8. To immediate delivery of written notice of appeal after the imposition of any civil sanction (Civil Traffic Rule 25(a))

By signing, I hereby acknowledge receipt and waive service to avoid unnecessary cost of service to me. I further acknowledge that **if the Court does not receive defendant's DECLARATION OF THE FACTS within 30 days of my appearance date on the traffic citation (complaint)**, a default judgment may be entered against me, a civil sanction may be imposed, and my driving privileges may be suspended.

_____   _____

Date   Defendant's Signature

Defendant's current address: _____

Defendant's current telephone number and email address: _____

Request for hearing *in absentia* is hereby ☐ GRANTED   ☐ DENIED this _____ day of _____, 20____.

_____

Judge of the Municipal Court

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STATE OF ARIZONA   )   DEFENDANT'S
)   DECLARATION OF FACTS

     vs.   )

)

_____)   CASE/DOCKET NO. _____

Defendant   )

_____)

Please type or print (legibly) your declaration as to the facts in the above matter, you may attach any photos or drawings that pertain to this matter. Attached items will not be returned.

_____

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I further acknowledge that if the Court does not receive defendant's **DECLARATION OF THE FACTS within 30 days of my appearance date on the traffic citation (complaint)**, a default judgment may be entered against me, a civil sanction may be imposed, and my driving privileges may be suspended.

_____   _____

Date   Defendant's Signature